

IN THE UNITED STATES DISTRICT COURT FOR THE
DISTRICT OF MASSACHUSETTS

PETER MILLER, CLIFFORD HOYT, and
CAMBRIDGE RESEARCH AND
INSTRUMENTATION, INC.

Plaintiffs,

v.

PATRICK TREADO and CHEMIMAGE CORP.

Defendants.

Case No. 05-10367 RWZ

**DEFENDANTS' MOTION TO COMPEL PLAINTIFFS TO PRODUCE
DOCUMENTS RESPONSIVE TO REQUEST NO. 47 OF
DEFENDANTS' FIRST SET OF DOCUMENT REQUESTS**

Pursuant to Rule 37(a)(2)(A) of the Federal Rules of Civil Procedure, Defendants Patrick Treado and ChemImage Corporation (collectively "Defendants") hereby move to compel Plaintiffs Cambridge Research and Instrumentation, Inc., Peter J. Miller, and Clifford Hoyt (collectively "Plaintiffs") to produce documents responsive to Request No. 47 of Defendants' First Set of Document Requests.

The grounds for this motion are set forth in the accompanying memorandum.

A proposed order is attached to this motion.

Respectfully submitted,

Date: March 28, 2006

/s/ Anthony J. Fitzpatrick
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LOCAL RULE 37.1(b) CERTIFICATION

Counsel for Defendants certifies that the provisions of Local Rule 37.1 have been satisfied as described in the accompanying memorandum.

/s/ Anthony J. Fitzpatrick
Anthony J. Fitzpatrick

LOCAL RULE 7.1(A)(2) CERTIFICATION

Counsel for Defendants certifies that he has conferred with counsel for Plaintiffs in a good faith attempt to resolve or narrow the issue presented in this motion, as described in the accompanying memorandum.

/s/ Anthony J. Fitzpatrick
Anthony J. Fitzpatrick

CERTIFICATE OF SERVICE

I hereby certify that this document filed through the ECF system will be sent electronically to the registered participants as identified on the Notice of Electronic Filing (NEF) and paper copies will be sent to those indicated as non registered participants on March 28, 2006.

Date: March 28, 2006

/s/ Anthony J. Fitzpatrick
Anthony J. Fitzpatrick

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[P R O P O S E D] O R D E R

AND NOW, this _____ day of _____, 2006, upon consideration of Defendants Patrick Treado and ChemImage Corporation's Motion to Compel Production of Documents, it is hereby **ORDERED** and **DECREED** that the Motion to Compel is **GRANTED**, and Plaintiffs Cambridge Research and Instrumentation, Inc., Peter J. Miller, and Clifford Hoyt, are hereby directed to produce all documents responsive to Request No. 47 of Defendants' First Set of Document Requests within **ten (10) days** or sanctions will be imposed upon further motion.

Rya W. Zobel, U.S.D.J.